



Authority Board Chair: Lora Thomas  
Authority Board Vice-Chair: Laura Cavey  
TAC Chair: David Van Dellen  
TAC Vice-Chair: Weston Martin

# TAC Minutes

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## Chatfield Watershed Authority Technical Advisory Committee (TAC) Meeting

April 6, 2021

2:00 p. m. – 4:00 p. m.

Virtual

### Member

#### Attendees:

David Van Dellen (Town of Castle Rock)  
Jim Dederick (Douglas County)  
Patrick O'Connell (Jefferson County)  
Weston Martin (Plum Creek)  
Barbara Biggs (Board and Rox)  
Bob Neal (Dominion Water & Sanitation District)  
Carolyn Roan (City of Littleton)  
Julie Tinetti (Centennial Water & Sanitation District)

### Alternate Members, Other Associate Agencies and Attendees:

Bill Szafranski (Lynker)  
Alan Leak (RESPEC)  
Bill Ruzzo (CRMC)  
Joni Nuttle (CDPHE)  
Cathy Begej (JCD)  
Kris Wahlers (Chatfield State Park)  
Diane Kielty (CO Watershed Assembly)  
Jim Walker (Pine Canyon Representative)  
Kurt Walker (Pine Canyon Representative)  
Sarak Klahn (Somach Simmons and Dunn)  
Dan McCarl (Somach Simmons and Dunn)

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### 2:00 p.m. Authority TAC Call to Order

- Introductions
- TAC Member disclosures

A regular meeting of the Chatfield Watershed Authority TAC was called to order at 2:00 p.m. by David Van Dellen, Chair. A quorum was declared established. There were no disclosures.

### Action Items/Recommendation to Board (Time 2:05 p.m. – 2:10 p.m.)

David Van Dellen & Weston Martin

#### A. Approval of Agenda

It was moved by Weston Martin and seconded by Jim Dederick to approve the agenda as presented; motion carried unanimously.

#### B. Approval of March 2, 2021 TAC Meeting Minutes

It was moved by Jim Dederick and seconded by Weston Martin to approve the March 2, 2021 TAC meeting minutes as presented; motion carried unanimously.

#### C. Review/Approval of Invoices for Payment - The table summarizes the invoices included in the TAC packet.

It was moved to approve RESPEC invoice from February 2021 for \$8,832.50 by Jim Dederick and seconded by Weston Martin; motion carried unanimously.

<b>Invoices &lt; \$5,000 and within Budget and Scope (Manager's Approval)</b>	
RESPEC Invoice__Pine Canyon_February 2021_3970.02-Chatfield-INV-28FEB21	\$600.00
TWS_February 2021_Inv_20206_from_TWS_FINANCIAL_INC._10708	\$1,000.00
Somach Simmons and Dunn_Invoice 3009925_through February 2021	\$3972.00
<b>Invoices \$5,000 - \$15,000 and within Budget and Scope (TAC Approval*)</b>	
RESPEC_Invoice_February 2021_3867-Chatfield-INV-28FEB21	\$8,832.50
<b>Invoices &gt; \$15,000 and/or any Amount not within Budget or Scope (Board Approval)</b>	
*Also requires post-payment Board ratification at next quarterly Board Meeting	

**D. Approval RESPEC Contract Renewal advance to CWA Board for Approval (Diane Kielty)**

The current RESPEC contract period budget line items show balance in alignment with the contract. The contract extension anticipates board and committee support increasing and a decrease in WQ tracking issues. The advancing strategic initiatives increase is to prepare for the Triennial Review. The contract renewal amount of \$70,000 is the target budget identified in the 3-year CWA budget proposal.

It was moved by Jim Dedrick and seconded by Weston Martin to recommend approval of the RESPEC contract renewal advancing to CWA Board for approval as presented; motion carried unanimously.

**Action:** RESPEC was asked to provide a summary of changes in a memorandum to the Board.

**E. Approval 2021 Pet Waste Station Sponsorship Sites**

It was moved by Jim Dedrick and seconded by Weston Martin to approve the 2021 Pet Waste Station Sponsorship request as presented; motion carried unanimously.

**Discussion Items (Time 2:00 p.m. – 2:40 p.m.)**

**A. 1<sup>st</sup> Draft - 2020 WQCC Annual Report**

The report was presented for discussion. New content for 2020 was highlighted. Feedback was provided. RESPEC asked that comments on the draft be submitted by Tuesday, April 13<sup>th</sup> to allow time to make revisions prior to April 19<sup>th</sup> board meeting. TAC members will receive Google doc access to make revision suggestions directly on the report. We still need data from GEI. CRMC received GEI draft data this week. Hydros is making a review. CRMC will send data to the Authority Manager to distribute.

**B. Watershed Model 2021**

The 3-year budget projection for modeling was discussed. Three things have occurred since the 3-year budget was reviewed, 1) the Lynker modeling was completed, 2) there was an exceedance of phosphorus, and 3) the Triennial Review determination to go through a rulemaking hearing. A forecast adjustment was made for linking the CWA watershed model with the Chatfield Reservoir model. During the Triennial Review discussion CWA was asked when our modeling would be ready. How does the model react to changes at facilities when considering reallocations of waste loads? We need to add data to the model to bring it current with recent data. RESPEC does not expect to extend beyond the \$30,000 allocated in the budget forecast for this work.

RESPEC would like to approach both Lynker and CRMC regarding preparations for this work. The CRMC report is in progress. They have a model that is recalibrated every year. They have 7 years of pre-storage model data. Their model is robust. Any costs for going forward with a joint model would need to be brought to their board. The first year would be to evaluate the costs of the effort to inform the budget and determine if we could be ready by 2023.

**Action:** RESPEC will work with CRMC in developing a scope.

## **Technical Updates (Time 2:40 p.m. – 3:55 p.m.)**

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### **A. Technical Member Updates**

- a) RESPEC (Alan Leak)
  - i) Triennial Review Update
    - Regulation No. 73 Scoping  
CWA made a presentation to the Commission in March. The Commission made comments for discussion. A matrix was provided by the Commission with a recommendation to have a limited scope rulemaking hearing in October of 2022. There were questions regarding the JRW scope of requested considerations. The decision was to come together with respondents and the Division to propose a rulemaking scope and recommendation moving forward on the stakeholder process. Dominion WSD will be addressing the Commission separately on an update issue.
  - ii) 208 CDPHE Planning Update  
Chatfield is a 208-management agency established by the Governor to help manage changes in the watershed. We do not have a planning agency. The Division has initiated an outreach effort to determine how to get planning back on track to stay aligned with the Clean Water Act. CWA is participating in this effort.
  - iii) CSM 2021 Field Session Update  
CSM has requested a 2021 field session in the Chatfield Watershed and has conducted field reconnaissance to make recommendations for sampling this year. One aspect is going back to Willow Creek to build a data base on that location. The second piece is sampling of East Plum Creek to south of Larkspur. Going beyond Larkspur shows very little evidence of flow. Two sites will likely duplicate already existing sampling locations to check one-day sampling with that occurring year-round. There are 15 sites. Site 26 may be problematic for access. This is near the Plum Creek facility. CSM may reach out to Plum Creek to assist with access. The TAC is happy to support this effort as necessary.
  - iv) Regulation 31 Rulemaking Update  
RESPEC does not see impacts specific to the Authority that would necessitate entering this process. We elected not to become a party.
- b) Chatfield Reservoir Mitigation Company  
The Project is called Chatfield Storage Reallocation Project for correction in the CWA Annual Report.
- c) Other Member  
None.

### **B. Legal Services Update (Sarah Klahn)**

- a) Pine Canyon Invoice Dispute Status  
Alternatives were discussed last month. It was decided to ask the Board to determine a timeline and approach to process the dispute. There will be an Executive Session with the CWA Board on April 7<sup>th</sup>. Attendance will allow the Board, their alternates, and the TAC Chair. This was not noticed as a joint meeting therefore other TAC members are asked not to attend the session.
- b) CWA TAC Letter to WQCD Regarding Consolidation Status (Sarah Klahn)  
The letter was crafted to address the question of consolidation and the Pine Canyon application. It was approved by TAC to send but was not sent due to changes in the Pine Canyon review. Broadening the letter to bring forward to CDPHE the larger issue of consolidation was presented for TAC consideration. It would be appropriate to bring this concern to the Division by broadening the terms of the letter to address consolidation as the key topic.

**Action:** Somach Simmons and Dunn was asked to adjust and broaden the letter to address consolidation.

- c) CWA Guiding Documents Alignment Project - Draft Scope of Work  
Efficiencies could be achieved by reviewing the CWA guiding documents to align the review package and provide simplified information to applicants. We will be asked to make changes during the Triennial Review. This effort would tie into anticipated requests. There are also inconsistencies between CWA bylaws and guidelines. This is an ask for a budget revision to add \$10,000 - \$12,000 to the legal consultant line item for this project. The change would remain within the overall CWA 2021 budget by adjusting line items to reallocate within the budget. This will be drawing from NPS funds. It was recommended that this be brought forward for Board input and approval.

**Action:** Manager work with Somach to draft a scope of work action memo for board review and approval.

**C. Financial Recap (Diane Kielty)**

- a) February 2021 Financial Summary
  - i) Chatfield Watershed Authority Dues Status was presented.

**D. Manager's Update (Diane Kielty)**

- a) CWA Website Update – The Manager will bring recommendations to move the website platform and upgrade. If Douglas County or Castle Rock took the website, would it help reduce management costs? Douglas County is going through a management transition. This could be problematic. Not sure if it would be feasible or appropriate. Plum Creek has just done a website rebuild.

**Upcoming Meetings (Time 3:55 p.m. – 4:00 p.m.)**

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**A. Next Scheduled TAC Meetings:**

- a) Tuesday, May 4, 2021: 2:00 – 4:00 p.m., GoToMeeting Online

**B. Next Scheduled Board Meeting:**

- a) Monday, April 19, 2021: 3:00 – 5:00 p.m., GoToMeeting Online

**C. Special Chatfield Watershed Authority Board Meeting, April 7, 2021, 4:00 p. m. – 5:00 p. m.**

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**3:30 p.m. Adjournment of Meeting**

**Attachments**

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*Attachment 1 – TAC Minutes\_3\_2\_2021\_v1*

*Attachment 2 - RESPEC Invoice\_\_Pine Canyon\_February 2021\_3970.02-Chatfield-INV-28FEB21*

*Attachment 3 - TWS\_February 2021\_Inv\_20206\_from\_TWS\_FINANCIAL\_INC.\_10708*

*Attachment 4 - Somach Simmons and Dunn\_Invoice 3009925\_through February 2021*

*Attachment 5 - RESPEC\_Invoice\_February 2021\_3867-Chatfield-INV-28FEB21%*

*Attachment 6 - Technical Services Consultant Contract Renewal Recommendation 2021\_2022\_CWA\_BOARD ACTION MEMORANDUM*

*Attachment 7 - RESPEC\_2021-2022 RESPEC Chatfield Budget Estimate*

*Attachment 8 - 2021 DWS Sponsorship Form*

*Attachment 9 - DRAFT 2020 CWA ANNUAL REPORT*

*Attachment 10 - CWA 2021 Watershed Model Memorandum*

*Attachment 11 - Reg 73 TRIH Scoping Issues Summary Table*

*Attachment 12 - WQCD April WQCC 2021 Reg 73 Scoping Memo*

*Attachment 13 - SP CURE\_Regional Planning Summary\_20210316*

*Attachment 14 - 2021 Proposed CSM Sampling sites*

*Attachment 15 - CWA Financial Summary February 2021\_20210330125549*